



PATENT  
Docket: 014/002C

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Martha N. Griffin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: Kealey, et al.

Art Unit: 1635

Serial No.: 09/436,060

Examiner: M. Shibuya

Filing Date: November 8, 1999

For: INHIBITORY POLYNUCLEOTIDES DIRECTED  
AGAINST THE RNA COMPONENT OF  
TELOMERASE

**RECEIVED**

JAN 23 2002

OFFICE OF PETITIONS

**PETITION UNDER CFR § 1.137(b) FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY**

BOX DAC  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicants respectfully file this Petition for Revival of the above-referenced application, which was unintentionally abandoned for failure to file a response within the statutory period.

The facts surrounding the unintentional abandonment are as follows:

1. A non-final Office action was mailed on April 10, 2001, to applicants' prior representative, Cooley Godward LLP.

2. Around that time, the Cooley Godward law firm was transferring a number of cases back to Geron Corporation, the assignee of the entire right in the referenced application. The subject Office action was delivered on April 30, 2001, to Geron Corporation together with a number of boxes which contained numerous other papers. Geron was not notified of the presence of the Office action amongst those papers.

3. On October 29, 2001, the files received from Cooley Godward were processed for storage. On that date, the April 10, 2001 Office action was discovered.

4. Immediately after having discovered the Office action and establishing that the application had become abandoned for failure to file a timely response, applicants' undersigned representative began preparations for filing of this petition.

Pursuant to MPEP § 711.04(a), the date of abandonment is "after midnight of the date the period for reply actually expired. This is normally the end of the three-month shortened statutory period." Accordingly, since no Petition for Extension of Time or fee were filed to extend the period for response beyond July 10, 2001, the application became abandoned after midnight of that date.

The entire delay in filing the enclosed response from the due date of July 10, 2001, until the filing of this petition, was unintentional.

In satisfaction of the requirements of CFR § 1.137(b), the following are also filed herewith:

- A. A response to the Office action of April 10, 2001; and
- B. The petition fee of \$620.00 as specified in 37 CFR § 1.17(m).

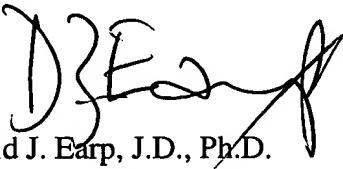
Applicants respectfully request the above-referenced application be revived under 37 CFR § 1,137(b), and that the accompanying amendment be entered.

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Please charge any additional fees required, or credit any overpayments, to Deposit  
Account 07-1139 (Order No. 014/002C).

Respectfully submitted,



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November 13, 2001